

РОСПАТЕНТ

Федеральное государственное учреждение

«Федеральный институт

промышленной собственности

Федеральной службы по интеллектуальной
собственности, патентам и товарным знакам»

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ОТДЕЛ 09

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129090, Москва, ул. Б. Спасская, 25, стр.3,
ООО "Юридическая фирма Городисский и
Партнеры", пат.пов. Ю.Д.Кузнецову, рег. N
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На № 2412-138950гн/1008 от 09.10.2008

(21) Наш № 2006135628/09(038786)

При переписке просим ссылаться на номер заявки и
сообщить дату получения данной корреспонденции**ЗАПРОС**

(21) Заявка № 2006135628/09(038786)

(22) Дата подачи заявки 03.03.2005

[X] (86) Заявка № PCT/IB2005/000545 от 03.03.2005

(71) Заявитель(и) НОКИА КОРПОРЕЙШН, FI

(51) МПК

H04N 7/24 (2006.01)

G11B 27/031 (2006.01)

G06T 5/00 (2006.01)

Date G&P: 06/11/2008



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Для обеспечения возможности дальнейшего рассмотрения заявки экспертиза предлагает заявителю представить материалы, документы, сведения в связи с поставленными вопросами, мнение относительно приведенных в запросе доводов, замечаний, предложений.

Ответ на запрос должен быть представлен в срок, установленный п. 5 ст. 1386 Гражданского кодекса Российской Федерации. По просьбе заявителя, поступившей до истечения этого срока, он может быть продлен при условии представления документа об уплате патентной пошлины в установленном порядке.

В случае непоступления в указанный срок ответа на запрос или при непродлении этого срока заявка признается отозванной.

Уточненные (измененные) документы заявки (заменяющие листы) необходимо представить не менее чем в 2-х экземплярах.

(см. на обороте)

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Дом.09.10.2008

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Your reference: 944-001.128-1-7
Our reference: 2412-138950RU/1008
Application No.: 2006135628/09
Attorney Name: Yury D.Kuznetsov

TRANSLATION

ROSPATENT
THE FEDERAL STATE INSTITUTE
"THE FEDERAL INSTITUTE
FOR INDUSTRIAL PROPERTY of
THE FEDERAL SERVICE
FOR INTELLECTUAL PROPERTY,
PATENTS AND TRADE MARKS"
(FSI FIIP)

Ref: 2412-138950RU/1008 of 09 October 2008

Application № 2006135628/09(038786)

OFFICIAL ACTION

(21) Application number 2006135628/09(038786)
(22) Date of filing the application 03 March 2005
(86) PCT Application number and date PCT/IB2005/000545 of 03 March 2005
(71) Applicant(s) **NOKIA CORPORATION, FI**
(51) IPC
H04N 7/24 (2006.01)
G11B 27/24 (2006.01)
G06T 5/00 (2006.01)

To allow further prosecution of the application, the Examiner suggests to the Applicant to submit materials, documents, information regarding the questions raised, or opinion with respect to below mentioned arguments, objections, proposals.

A response to the Office Action should be submitted within the term set by clause 5 of the Article 1386 of the Civil Code of the Russian Federation. This term may be extended upon a request filed before expiration of this term, provided that a document confirming payment of the prescribed Official Fee is furnished together with the request.

In case of not submitting the response to the Office Action within said term or the request for extension of said term, the application shall be considered withdrawn.

Additional materials requested for the present application for the grant of a patent for invention (substituting sheets) shall be submitted in not less than 2 copies.

QUESTIONS, ARGUMENTS, OBJECTIONS, PROPOSALS

The Applicant has provided arguments in a response regarding to the Examiner's opinion stated in the Official Action dated 20 June 2008. However the Examiner informs the Applicant that the presented arguments were taken into consideration in their essence. However a conclusion about impossibility to admit that the claimed invention is patentable keeps the same.

An analysis of submitted by the Applicant amended claims has revealed that the amended claims do not change an essence of the claimed invention in accordance with statements of Para 1 of Article 1378 of Part 4 of the Russian Federation Civil Code (hereinafter referred to as 'the Code') and they are accepted in this redaction and in the full scope for further examination.

According to Para 2 of the Article 1354 of the Code the scope of legal protection is defined by claims, thus an examination of the claimed invention for corresponding to patentability conditions is performed in relation to the amended claims.

In according with independent claim 1 claimed is a method for modifying input video bitstream.

1. An analysis of the set of features of the claims has revealed that the claimed invention can not be legally protected in conformity with statements of Para 1, 2 of Article 1350 of the Code because it is known a document – patent US 6,633,673 B1, IPC G06T9/00, publ. on 14 October 2003 (L5), which discloses a method for modifying input video bitstream (claim 1) characterized by separating the input bitstream into a video bitstream and an audio bitstream, the video bitstream comprising a plurality of input video frames (par. 36); identifying frame characteristics of at least one input video frame (par. 46, Abstract), modifying the input video beatstream in the compressed domain based on the frame characteristics for providing a modified video bitstream (par. 17, 46, 48, claim 10), and combining the modified video bitstream with the audio bitstream (par. 36), that does not allow to consider the claimed invention as novel (Article 1350, Para 2 of the Code).

Moreover, dependent claims 3-5 and analogous claims are known from L5 (par. 118, 39, 84), claims 2, 6-13 are known from Fig.3, par. 53, 80, 36 of L5.

2. Furthermore, the Examiner has drawn the Applicant's attention to the fact other information source is known – patent US 6,697,061 B1, publ. on 24 February 2004, IPC G06T 15/00, the claims, par. 27-35 (L6), which discloses the claimed inventions characterized by the group of claims 1-49, and it also can be used in further substantive examination as known technical solution upon check of corresponding to the patentability condition of "novelty".